| 1<br>2<br>3  | REUBEN L. NOCOS, ESQ.<br>rlnocos@nocoslaw.com<br>NOCOS LAW FIRM<br>1900 S. Norfolk Street, Suite 350<br>San Mateo, CA 94403   |  |  |  |
|--|---|--|--|--|
| 4<br>5   | Attorneys for Plaintiff, Jana Gazdikova   |  |  |  |
| 6<br>7<br>8<br>9<br>10                             | ERIC M. ALDERETE, STATE BAR NO. 199565 ealderete@downeysavings.com U.S. BANK NATIONAL ASSOCIATION 3501 Jamboree Road Newport Beach, CA 92660 Telephone: (949) 509-4461 Facsimile: (949) 725-0619  |  |  |  |
| 11<br>12<br>13                                     | Attorneys for Defendants, U.S. Bank National Association, Successor in Interest to the Federal Deposit Insurance Corporation as Receiver for Downey Savings and Loan Association, F.A., DSL Service Company and FCI Lender Services, Inc.   |  |  |  |
| 14   | UNITED STATES DISTRICT COURT  |  |  |  |
| 15   | NORTHERN DISTRICT OF CALIFORNIA   |  |  |  |
| 16   | JANA GAZDIKOVA,   | Case No. C 09-02396 SI   |  |  |
| 17   | Plaintiff,  | STIPULATION AND ORDER FOR  |  |  |
| 18   | v.  | DISMISSAL WITH PREJUDICE [FRCP, Rule 41(a)]                              |  |  |
| 19<br>20<br>21<br>22<br>23<br>24<br>25<br>26<br>27 | INNOVATIVE MORTGAGE SOLUTIONS, INC., a business entity, form unknown; DOWNEY SAVINGS AND LOAN ASSOCIATION, F.A., a business entity, form unknown; DSL SERVICE COMPANY, a business entity, form unknown; FCI LENDER SERVICES, INC., a business entity, form unknown; and all person unknown, claiming any legal or equitable right, title, estate, lien or interest in the property described in this complaint adverse to Plaintiff's title thereto and DOES 1 through 30, inclusive  Defendants. | Judge: Hon. Susan Illston Courtroom 10 [Complaint Filed: April 27, 2009] |  |  |
| 28   |   |  |  |  |

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|    | 1  |   |
|----|--|---|
| 1  | TO THE HONORABLE SUSAN ILLSTON:  |   |
| 2  | The parties of the above-captioned matter hereby stipulate to dismissal with prejudice |   |
| 3  | of this action in its entirety, with each party to bear their own costs and fees.      |   |
| 4  |  |   |
| 5  |  | Respectfully submitted,   |
| 6  | Dated: June 10, 2009   | Nocos Law Firm  |
| 7  | Date   Valle 10, 2009  | Troobs Edwy Tillin  |
| 8  |  |   |
| 9  |  | By: /s/ Allison Dundas  |
|    |  | Allison Dundas (original signature retained by Eric M. Alderete)        |
| 10 |  | Attorney of Record for Plaintiff,                                       |
| 11 |  | JANA GAZDIKOVA  |
| 12 | Datade Juna 10, 2000   | OFFICE OF THE GENERAL COUNSEL   |
| 13 | Dated: June 10, 2009   | OFFICE OF THE GENERAL COUNSEL   |
| 14 |  | D //E: M A11 /  |
| 15 |  | By: /s/ Eric M. Alderete ERIC M. ALDERETE                               |
| 16 |  | Attorney of Record for Defendants,                                      |
| 17 |  | U.S. BANK NATIONAL ASSOCIATION,<br>SUCCESSOR IN INTEREST TO THE FEDERAL |
| 18 |  | DEPOSIT INSURANCE CORPORATION AS  |
| 19 |  | RECEIVER FOR DOWNEY SAVINGS AND LOAN ASSOCIATION, F.A., DSL SERVICE     |
| 20 |  | COMPANY and FCI LENDER SERVICES, INC.                                   |
| 21 |  | ORDER   |
| 22 | IT IC HEDEDY ODDED   | ED that this matter may be and it handry is dismissed with              |
| 23 | prejudice, in its entirety.  | ED that this matter may be, and it hereby is, dismissed with            |
| 24 |  |   |
|    | DATED:   | Suran Selaton   |
| 25 |  |   |
| 26 | HONORABLE SUSAN ILLSTON, JUDGE OF THE UNITED STATES DISTRICT COUR'                     |   |
| 27 |  |   |
| 28 |  |   |
|    |  | 2   |

STIPULATION FOR DISMISSAL